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ATTORNEYS FOR PLAINTIFF REPUBLIC INDEMNITY
COMPANY OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

REPUBLIC INDEMNITY COMPANY OF
CALIFORNIA,

Plaintiff,

v.

ST. PAUL FIRE AND MARINE
INSURANCE COMPANY,

Defendant.

CASE NO. 3:04-CV-03991-JCS

STIPULATION REGARDING THE
EXTENSION OF THE FACT DISCOVERY
CUT-OFF AND ~~PROPOSED~~ ORDER

Courtroom A
The Honorable Joseph C. Spero

Plaintiff Republic Indemnity Company of California ("Republic") and defendant
St. Paul Fire and Marine Insurance Company ("St Paul") jointly submit this Stipulation Regarding
The Extension Of The Fact Discovery Cut-Off And Proposed Order.

WHEREAS, on June 13, 2005, Honorable Joseph C. Spero, United States Magistrate Judge, issued
an Order directing all non-expert discovery be completed by October 3, 2005;

WHEREAS, Republic and St Paul anticipate that they will not be able to complete all relevant and
necessary depositions by October 3, 2005;

WHEREAS, the proposed extension would not affect other pretrial dates set by the Court;

WHEREAS, Republic and St Paul in good faith believe that additional time is necessary to
conduct required discovery; and

WHEREAS, the parties wish to modify the pretrial date presently set for the non-expert discovery
[SFDOC:1075-241-8180f2.1]

STIPULATION REGARDING THE EXTENSION OF THE FACT DISCOVERY CUT-OFF AND ~~PROPOSED~~
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cutoff.

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by Republic and St Paul that the dates not modified by this stipulation and order shall remain unchanged;

IT IS FURTHER STIPULATED AND AGREED by Republic and St Paul that non-expert discovery cutoff shall be moved from October 3, 2005 to October 24, 2005

DATED:

Respectfully submitted,

HANCOCK ROTHERT & BUNSHOFT LLP

9/22/05

By:



MAX H. STERN
CHAD A. WESTFALL

Attorneys for Plaintiff Republic Indemnity Company of California

DATED:

BURNHAM BROWN

By:



JOHN K. KIRBY
SUSAN E. FIRCH

Attorneys for Defendant St. Paul Fire and Marine Insurance Company.


[PROPOSED] ORDER

Based on the foregoing Stipulation and GOOD CAUSE appearing therefor, IT IS ORDERED that the all non-expert discovery shall be completed by October 24, 2005. All other pre-trial dates previously set by the Court remain unchanged.

IT IS SO ORDERED.

DATED:

9/27/5


THE HONORABLE JOSEPH C. SPÉRO
United States District Judge

[SFDOC:1075-241-760063.1]